

Message

From: Flynn, Maryclare (BRI) [/O=COMMONWEALTH OF MASSACHUSETTS/OU=MASSMAIL-01/CN=RECIPIENTS/CN=USERS/CN=MFLYNN]
Sent: 8/26/2009 6:43:21 PM
To: Khan, Annie (DPH) [/O=COMMONWEALTH OF MASSACHUSETTS/OU=MASSMAIL-01/CN=RECIPIENTS/CN=ANNIE.KHAN]
Subject: RE: Comm. v. [REDACTED] (From: Annie Khan-Dookhan)

Thanks Annie..It would be great to chat tomorrow. Hopefull I will also be able to confirm Monday also. I will be in the office 508-997-0711 ext. 1851 from 9 until about noon then I will be in and out. Does that time frame work for you?

From: Khan, Annie (DPH)
Sent: Wednesday, August 26, 2009 2:33 PM
To: Flynn, Maryclare (BRI)
Subject: RE: Comm. v. [REDACTED] (From: Annie Khan-Dookhan)

Nicole: The custodial chemist has possession of the drugs. They will obtain the net weight of the sample and perform the prelim tests (spot test and microcrystalline test). They will prepare sample amount of sample in a seal and labeled vial/s and submit it to GC/MS for confirmatory test.

Annie: GC/MS is a structural identification of the substance; it will definitively say that cocaine/heroin was present. The sample is then analyzed with known standards and blanks. Each vial is then compared to the standard to make sure it cocaine or heroin present.

In this case Nicole tested all the sample (plastic bags) and all 21 vials are submitted to GC/MS. Then each vial is run on the instrument and then I would analyze each vial to see what it contained.

Hopefully, that is not too confusing. Let me know, I can give you call tomorrow and try to explain the entire process from start to end for a sample.

-Annie

From: Flynn, Maryclare (BRI)
Sent: Wednesday, August 26, 2009 2:16 PM
To: Khan, Annie (DPH)
Subject: RE: Comm. v. [REDACTED] (From: Annie Khan-Dookhan)

So what is the difference?

From: Khan, Annie (DPH)
Sent: Wednesday, August 26, 2009 2:13 PM
To: Flynn, Maryclare (BRI)
Subject: RE: Comm. v. [REDACTED] (From: Annie Khan-Dookhan)
Yes. Nicole was the custodial (primary) and I was the confirmatory (second) chemist.

From: Flynn, Maryclare (BRI)
Sent: Wednesday, August 26, 2009 2:06 PM
To: Khan, Annie (DPH)
Subject: RE: Comm. v. [REDACTED] (From: Annie Khan-Dookhan)

Are you the confirmatory chemist in this case with Nicole would be the primary chemist?

From: Khan, Annie (DPH)
Sent: Wednesday, August 26, 2009 1:51 PM
To: Flynn, Maryclare (BRI)
Subject: RE: Comm. v. [REDACTED] (From: Annie Khan-Dookhan)
Hi Maryclare,

Thanks for the update. I will inform Nicole. The Ray Veary case was continued, so no testimony was required.

I have attached some questions from Suffolk Sup. from a previous case. I was allowed to testify for the entire case in that situation. I also have some questions from a Middlesex case in which I was the confirmatory chemist only. I will email it to you tomorrow.

Are there any issues with this case? It looks like Nicole tested all the samples (plastic bags) in this case, so it should be simple.

Thanks,
Annie

From: Flynn, Maryclare (BRI)
Sent: Wednesday, August 26, 2009 1:20 PM
To: Khan, Annie (DPH)
Subject: RE: Comm. v. [REDACTED] (From: Annie Khan-Dookhan)

Hi Annie,

Our Judge had a family emergency so its unsure if we will be getting a replacement judge to start the [REDACTED] Trial on Monday in NBSC. I will try to confirm by tomorrow and let you know. Did you testify in [REDACTED] last drug trial?

I plan on asking the questions the same way he did...pretty basic questions...ie...run through your education and training and experience, then have you discuss your familiarity with the processes and equipment necessary for identifying, quantifying and weighing suspected controlled substances. Then I'll show you some white powder (cocaine) in a package with a lot of writing on it, ask you if you recognized it, ask you if you employed the same processes and equipment previously discussed to the drugs in your hand, and then ask whether you arrived at an opinion as to identity, purity and weight. If so, what is your opinion. Is this an opinion within a reasonable professional certainty in accord with the standards established ib your profession? Thank you very much. Then I will show you another batch of /brown white powder (heroin). I am not going to ask you about science unless the defense counsel is silly enough to go down that road. Which I don't believe he will.....

Does that sound ok to you?? Please don't hesitate to offer any suggestions...I don't normally do drug case so I am WIDE OPEN to suggestions.

I will email you as soon as I get an update on the status for trial Monday.

Thanks,

Maryclare

From: Khan, Annie (DPH)

Sent: Thursday, July 30, 2009 9:40 AM

To: Flynn, Maryclare (BRI)

Subject: RE: Comm. v. [REDACTED] (From: Annie Khan-Dookhan)

No problem. Where should I send the documents? I will put it in the mail tomorrow.

Thanks,

Annie

From: Flynn, Maryclare (BRI)

Sent: Thursday, July 30, 2009 9:35 AM

To: Khan, Annie (DPH)

Subject: RE: Comm. v. [REDACTED] (From: Annie Khan-Dookhan)

Yes. [REDACTED] is mine also. He did send me the discovery packet on that. We don't have a trial date yet but I will keep you updated..

Are you going to mail me the discovery packet on [REDACTED]?

Thanks,

McF

From: Khan, Annie (DPH)

Sent: Thu 7/30/2009 9:32 AM

To: Flynn, Maryclare (BRI)

Subject: RE: Comm. v. [REDACTED] (From: Annie Khan-Dookhan)

Thanks. I will fax over the CV now. Mike did forward the emails to me, so I have the summons. You can email me any request for paperwork or other information directly

I have another case with Mike Lawler (Comm. v. [REDACTED]). Is there any further information regarding that case? Mike sometimes forgets to tell us info.

Keep me update.

Thanks,

Annie

617-983-6631

From: Flynn, Maryclare (BRI)

Sent: Thursday, July 30, 2009 8:58 AM

To: Khan, Annie (DPH)
Subject: RE: Comm. v. [REDACTED] (From: Annie Khan-Dookhan)

Hi Annie,

Thank you for getting back to me. I use to work in Plymouth county and know ADA Stone very well. I am sure we can work together so that we both get the testimony we need!

I did email a summons requesting the drug discovery (notes, charts, etc.) to Michael Lawler...I am not sure if I should be sending that to you directly? I will forward you that email.

My fax # is 509-999-2997

Thanks!

Maryclare

From: Khan, Annie (DPH)
Sent: Thu 7/30/2009 7:40 AM
To: Flynn, Maryclare (BRI)
Subject: Comm. v. [REDACTED] (From: Annie Khan-Dookhan)

Hi ADA Flynn,

I will fax over our CVs. Could you please let me know your fax number? Also, do you need any paperwork pertaining to the case?

I have a case scheduled for the August 31st in Brockton Superior with ADA Kristen Stone. I will contact her to find out if she needs me on August 31st.

If your case starts on Aug 31st, hopefully you will not need us until the Tues or Wed. If so, then both Nicole and I should be available.

I will keep you updated.

Thanks,

Annie Khan-Dookhan
617-983-6631

From: Flynn, Maryclare (BRI)
Sent: Wed 7/29/2009 11:02 AM
To: Medina, Nicole (DPH)
Subject: Comm v. [REDACTED]
Hi Ms. Medina and Ms. Dookhan,

I am prosecuting the above drug case in New Bedford Superior Court. We have a August 31 trial date. Will you be available to give testimony? I will also need Annie Dookhan but she does not seem to have an email address on the server? Do you know her email address?

Please let me know if you are available. Can you also email me your CV?

Thank you!

Maryclare Flynn
Assistant District Attorney

